



STATE OF MAINE
 BOARD OF NURSING
 158 STATE HOUSE STATION
 AUGUSTA, MAINE
 04333-0158

PAUL R. LePAGE
 GOVERNOR

MYRA A. BROADWAY, J.D., M.S., R.N.
 EXECUTIVE DIRECTOR

IN RE: LISA B. FOSS, LPN) **CONSENT AGREEMENT**
 of Biddeford, ME) **FOR**
 License No. P012754) **WARNING**

INTRODUCTION

This document is a Consent Agreement (“Agreement”) regarding Lisa B. Foss’s license as a practical nurse (“LPN”) in the State of Maine. The Parties to this Agreement are Lisa B. Foss (“Licensee” or “Ms. Foss”), Maine State Board of Nursing (“Board”) and the Office of the Attorney General, State of Maine. The Parties met in an informal conference on July 19, 2011 and reached this Agreement on the basis of a Board Complaint dated December 2, 2009, with an attached Provider Report from Pine Point Center dated November 27, 2009. The Parties enter into this Agreement pursuant to 32 M.R.S. § 2105-A-(1-A) (A) and 10 M.R.S. § 8003(5) (B).

FACTS

1. Lisa B. Foss has been a licensed practical nurse licensed to practice in Maine since April 23, 2009.
2. Lisa B. Foss admits that she exercised poor judgment by signing another nurse’s name as the co-signer for physician telephone orders for medication on 20 different occasions. Ms. Foss states that she was asked by the other nurse to sign her name as co-signer. Ms. Foss now recognizes that this lapse in judgment compromised Pine Point’s quality control process for medication administration. On November 25, 2009, she was terminated from Pine Point as a result of this incident. An allegation of drug diversion was not substantiated.
3. Lisa B. Foss has agreed to resolve this matter by entering into this Agreement and waives her right to a hearing.

AGREEMENT

4. Lisa B. Foss acknowledges that the Board has evidence from which it could conclude there is a violation of Title 32 M.R.S. § 2105-A (2) (F) and (2) (H) and Chapter 4.1.A.6. and 4.1.A.8. of the Rules and Regulations of the Maine State Board of Nursing. Lisa B. Foss acknowledges that this conduct in the above-stated facts constitutes grounds for discipline. Ms. Foss is hereby formally **WARNED** for these violations. Specifically, the violations are:

Title 32 M.R.S. §§:

- a. M.R.S. § 2105-A (2) (F). Ms. Foss engaged in unprofessional conduct by violating a standard of professional behavior that has been established in the practice of nursing. (See also Rule Chapter 4, Section 1.A.6.); and
- b. M.R.S. § 2105-A (2) (H). A violation of this chapter or a rule adopted by the board. (See also Rule Chapter 4, Section 1.A.8)

5. The State of Maine is a “Party state” that has adopted the Nurse Licensure Compact (“Compact”), which is set out in Chapter 11 of the Rules and Regulations of the Maine State Board of Nursing. The State of Maine is Ms. Foss’s “Home state” of licensure and primary state of residence, which means that she has declared the State of Maine as her fixed permanent and principle home for legal purposes; her domicile. Other Party states in the Compact are referred to as “Remote states,” which means Party states other than the Home state that have adopted the Compact. Ms. Foss understands this document is an Agreement subject to the Compact.



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6. Lisa B. Foss understands that she does not have to execute this Agreement and has the right to consult with an attorney before entering into the Agreement.
7. Modification of this Agreement must be in writing and signed by all the Parties.
8. This Agreement is not subject to review or appeal by Ms. Foss.
9. This Agreement is a public record within the meaning of 1 M.R.S. § 402 and will be available for inspection and copying by the public pursuant to 1 M.R.S. § 408.
10. This Agreement becomes effective upon the date of the last necessary signature below.

I, LISA B. FOSS, LPN, HAVE READ AND UNDERSTAND THE FOREGOING CONSENT AGREEMENT. I UNDERSTAND THE EFFECT IT WILL HAVE ON MY PRACTICE AS A LICENSED PRACTICAL NURSE. I UNDERSTAND THAT BY SIGNING IT, I WAIVE CERTAIN RIGHTS. I SIGN IT VOLUNTARILY, KNOWINGLY, AND INTELLIGENTLY AND AGREE TO BE BOUND BY THIS AGREEMENT. I UNDERSTAND THAT THIS CONSENT AGREEMENT CONTAINS THE ENTIRE AGREEMENT AND THERE IS NO OTHER AGREEMENT OF ANY KIND.

DATED: 9/22/11



LISA B. FOSS, LPN

FOR THE MAINE STATE
BOARD OF NURSING

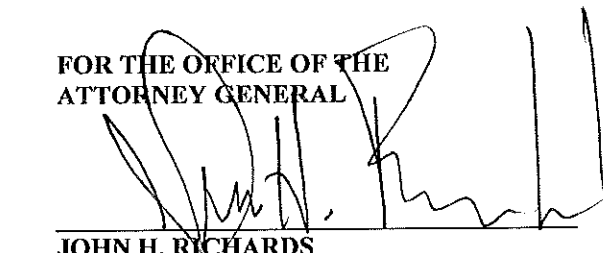
DATED: Oct 24, 2011



MYRA A. BROADWAY, J.D., M.S., R.N.
Executive Director

FOR THE OFFICE OF THE
ATTORNEY GENERAL

DATED: 10/25/11



JOHN H. RICHARDS
Assistant Attorney General